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FAX COVER SHEET

Date: August 25, 2005	Phone Number	Fax Number
To: Examiner Dada		(571) 273-8300
From: Kevin J. Zilka		

Docket No.: NAI1P371/99.053.01

App. No: 09/579,810

Total Number of Pages Being Transmitted, Including Cover Sheet: 05

Message:

Please deliver to Examiner Dada.

Thank you,

Kevin J. Zilka

☐ Original to follow Via Regular Mail ☒ Original will Not be Sent ☐ Original will follow Via Overnight Courier

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August 25, 2005

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Practitioner's Docket No. NAI1P371/99.053.01

AUG 25 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: VictorKouznetsov

Application No.: 09/579,810

Group No.: 2135

Filed: May 26, 2000

Examiner: B. Dada

For: SYSTEM AND METHOD FOR DYNAMICALLY DETECTING COMPUTER VIRUSES
THROUGH ASSOCIATIVE BEHAVIORAL ANALYSIS OF RUNTIME STATE

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed February 25, 2005, for a second time rejecting claims 1-21.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

08/26/2005 TL0111 00000020 501351 09579810

01 FC:1253 1020.00 DA

CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

08/26/2005 TL0111 00000020 501351 09579810

02 FC:1401 500.00 DA

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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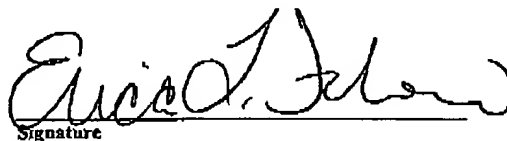
TRANSMISSION

✓ facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

Date:

8/25/2005

Signature



Erica L. Farlow

(type or print name of person certifying)

* Only the date of filing (* 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under * 1.8 continues to be taken into account in determining timeliness. See * 1.703(f). Consider "Express Mail Post Office to Addressee" (* 1.10) or facsimile transmission (* 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Notice of Appeal from the Primary Examiner to Board—page 1 of 2

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Other than a small entity	\$500.00
Notice of Appeal fee due	\$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee	\$1,020.00
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If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$500.00
Extension fee	\$1,020.00
TOTAL FEE DUE	\$1,520.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$1,520.00 to Deposit Account No. 50-1351 (Order No. NAIIP371).

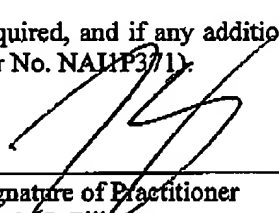
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAIIP371).

Reg. No.: 41,429
Tel. No.: 408-971-2573
Customer No.: 28875



Signature of Practitioner
Kevin J. Zilka
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San Jose, CA 95172-1120
USA

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